

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

KEITH BERRY,

Plaintiff,

CASE NO. C12-5103-RBL-JRC

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## KAREN CAMPBELL.

Defendant.

## ORDER ADOPTING A REPORT AND RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. J. Richard  
Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,  
and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
  - (2) This action is dismissed with prejudice for failure to state a claim. This dismissal counts as a strike pursuant to 28 U.S.C. §1915 (e) and (g).
  - (3) In forma pauperis status is revoked for purpose of appeal.

DATED this 4<sup>th</sup> day of April, 2011.

Ronald B. Lightner

RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE